

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

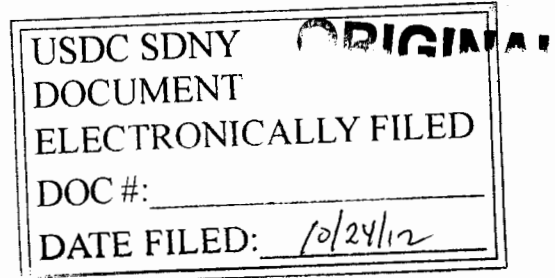
MARC S. KIRSCHNER, As Trustee of the  
Refco Private Actions Trust,

Plaintiff,

-against-

PHILLIP R. BENNETT, SANTO C.  
MAGGIO, ROBERT C. TROSTEN, MAYER  
BROWN, LLP, MAYER BROWN  
INTERNATIONAL, LLP, and GRANT  
THORNTON LLP,

Defendants.



07 MDL 1902 (JSR)

07 Civ. 8165 (JSR)

~~[PROPOSED]~~ FINAL JUDGMENT

**WHEREAS** the above-captioned action having come before this Court, and the matter having come before the Honorable Jed S. Rakoff, United States District Judge, and the Court, on October 21, 2012, having rendered its Order directing the Clerk of the Court to enter final judgment dismissing the Amended Complaint in its entirety, with prejudice, in the matter of Kirschner v. Bennett, 07 Civ. 8165, it is,

**ORDERED, ADJUDGED AND DECREED** that for the reasons stated in the Court's Order dated October 20, 2012, final judgment is entered dismissing the Amended Complaint in its entirety, with prejudice, in the matter of Kirschner v. Bennett, 07 Civ. 8165.

DATED: New York, New York  
October 20, 2012

Ruby S. Kirschner  
Clerk of Court

BY: [Signature]  
Deputy Clerk

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ON THE DOCKET ON \_\_\_\_\_